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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

LAWYERS' COMMITTEE FOR CIVIL	)	CIVIL ACTION NO. 16-CV-0544 KAW
RIGHTS OF THE SAN FRANCISCO BAY	)	
AREA; CENTER FOR GENDER & REFUGEE	)	
STUDIES; COMMUNITY LEGAL SERVICES)	)	<b>JOINT REQUEST FOR RELIEF FROM</b>
IN EAST PALO ALTO; AMERICAN	)	<b>AUTOMATIC REFERRAL TO ADR MULTI-</b>
IMMIGRATION LAWYERS ASSOCIATION,	)	<b>OPTION PROGRAM; STIPULATION TO</b>
	)	<b>RESET DATES FOR ANSWER AND CASE</b>
Plaintiffs,	)	<b>MANAGEMENT CONFERENCE; [PROPOSED]</b>
	)	<b>ORDER</b>
v.	)	
	)	
EXECUTIVE OFFICE FOR IMMIGRATION	)	<b>CMC Date: August 2, 2016, 1:30 p.m.</b>
REVIEW; UNITED STATES DEPARTMENT	)	1301 Clay Street
OF JUSTICE,	)	Oakland, CA 94612
	)	
Defendants.	)	

The parties, through their undersigned attorneys, have cooperatively worked towards settlement of this Freedom of Information Act action and anticipate that it can be resolved without the need for alternative dispute resolution. Defendants have made several productions of agency records and have only two requests for information that remain outstanding. Defendants are working diligently to complete their production of agency records in response to these requests, but the parties need additional time to complete the production and to ensure that the production is satisfactory to Plaintiffs.

1 Accordingly, the parties hereby stipulate and request (1) relief from the Court's ADR program; (2) an  
2 extension of the Government's deadline to file a responsive pleading; and (3) a postponement of the  
3 Case Management Conference currently scheduled for August 2, 2016 at 1:30 p.m. (Dkt. No. 11 at 2).

4 Each of the undersigned certifies that he or she has read either the handbook entitled "*Dispute*  
5 *Resolution Procedures in the Northern District of California*," or the specified portions of the ADR  
6 Internet site, [www.cand.uscourts.gov/adr](http://www.cand.uscourts.gov/adr), discussed the available dispute resolution options provided by  
7 the Court and private entities; and considered whether this case might benefit from any of the available  
8 dispute resolution options.

9 The parties agree that in this instance referral to a formal ADR process may unnecessarily  
10 consume the Court's time and resources because the parties are working towards settlement of this  
11 action and anticipate resolving this matter without the need for further litigation. Accordingly, pursuant  
12 to ADR L.R. 3-3(c), the parties hereby stipulate and jointly request that the case be removed from the  
13 ADR Multi-Option Program and that they be excused from participating in the ADR phone conference  
14 and any further formal ADR process. If any party subsequently determines that submission to the  
15 formal ADR process would be beneficial to the efficient resolution of this matter, that party may request  
16 placement in one of the Court's ADR programs at that time.

17 For the same reason, the parties also stipulate and agree pursuant to Civ. L.R. 6-2 and 7-2,  
18 subject to approval by the Court, to postpone the August 2, 2016, Case Management Conference and the  
19 deadline for Defendants to file an Answer. The Court has reset the Case Management Conference and  
20 Answer dates on one occasion (Dkt. No. 11 at 2), and the parties have previously stipulated to an  
21 additional one-month extension of the Defendants' Answer date (Dkt. No. 13). Defendants' Answer is  
22 currently due by July 27, 2016; the parties propose an additional one-month extension to August 26,  
23 2016. The parties propose postponing the Case Management Conference to a date in September or  
24 October convenient to the Court.

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1 A proposed order is attached.

2 Respectfully submitted,

3 BRIAN J. STRECH  
4 United States Attorney

5 Dated: July 19, 2016

6 By: /s/ Kimberly Friday  
7 KIMBERLY FRIDAY  
8 Assistant United States Attorney  
9 Counsel for the Defendants

10 Dated: July 19, 2016

11 By: /s/ Deborah Adler  
12 Deborah A. Adler  
13 DAVIS WRIGHT TREMAINE LLP  
14 Counsel for Plaintiffs

15 **CERTIFICATION**

16 Pursuant to Local Rule 5-1(i)(3), the undersigned hereby attests that I have conferred with  
17 Deborah Adler, counsel for plaintiffs, regarding this filing. Ms. Adler has represented that she concurs  
18 in the filing of this document and that I am authorized to file it on her behalf.

19 BRIAN J. STRECH  
20 United States Attorney

21 Dated: July 19, 2016

22 By: /s/ Kimberly Friday  
23 KIMBERLY FRIDAY  
24 Assistant United States Attorney  
25 Counsel for the Defendants  
26  
27  
28

**~~PROPOSED~~ ORDER**

Pursuant to stipulation and to ADR L.R. 3-3(c), the parties are hereby removed from the ADR Multi-Option Program and are excused from participating in the ADR phone conference and any further formal ADR process. Should any party subsequently determine that submission to the formal ADR process would be beneficial to the efficient resolution of this matter, that party may request placement in one of the Court's ADR programs at that time.

Pursuant to stipulation, it is so ordered that the Case Management Conference currently set for August 2, 2016, is hereby continued to October 25, 2016 at 1:30 ~~a.m~~/p.m. Defendants' responsive pleading is due August 26, 2016.

**SO ORDERED.**

DATED: 7/20/16

  
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HONORABLE KANDIS A. WESTMORE  
UNITED STATES MAGISTRATE JUDGE